TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER AS RENDING SECOND APPLICATION

Docket No. ROWL-10064

In re Application of: McClain	79
1 1111 0 0 2000	3 _m)
Filed: 09/15/2003	, \$ /
For: METHOD AND APPARATUS FOR PRODUCTION OF PREMIXED COMPOSITION	ZING AN AQUEOUS PAINT COMPOSITION FROM A ONS
any patent granted on the instant application, which defined in 35 U.S.C. 154 to 156 and 173 as shortened granted on pending second Application Number The owner hereby agrees that any patent so granted	except as provided below, the terminal part of the statutory term of would extend beyond the expiration date of the full statutory termed by any terminal disclaimer filed prior to the grant of any patent 11/246,838 , filed on October 7, 2005 on the instant application shall be enforceable only for and during cond application are commonly owned. This agreement runs with
application that would extend to the expiration date of any patent granted on the second application, as in the event that any such granted patent: expires for invalid by a court of competent jurisdiction, is statutionally	ot disclaim the terminal part of any patent granted on the instant the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 shortened by any terminal disclaimer filed prior to the patent grant failure to pay a maintenance fee, is held unenforceable, is found torily disclaimed in whole or terminally disclaimed under 37 CFF certificate, is reissued, or in any manner terminated prior to the system of the patent of the patent in the patent
Check either box 1 or 2, if appropriate.	
 For submissions on behalf of an org agency, etc.), the undersigned is empower 	anization (e.g., corporation, partnership, university, governmen vered to act on behalf of the organization.
information and belief are believed to be true; and willful false statements and the like so made are pro-	of my own knowledge are true and that all statements made or further that these statements were made with the knowledge tha unishable by fine or imprisonment, or both, under Section 1001 of the application or any
2. The undersigned is an attorney of record	d.
3. Owner/applicant is Small entity	☐ Large entity
The terminal disclaimer fee under 37 CFR 1.20(d)	is and is to be paid as follows:
A check in the amount of the fee is enclosed.	·
_	ny fees which may be required, or credit any overpayment,
☐ Payment by credit card. Form PTO-2038 is at	ached.
WARNING: Information on this form may b be included on this form. Provide credit ca	ecome public. Credit card information should not rd information and authorization on PTO-2038.
PTO suggested wording for terminal disclaimer was	
unchangedchanged (if chan	ged, an explanation should be supplied.)
David Eallred	Dated: June 23, 2006
Signature Name and Address of Person Signing	I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope
David E. Allred	addressed to "Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on
Reg. No. 47,254 SCHMEISER, OLSEN & WATTS LLP	June 23, 2006
18 E. University Dr. #101	(Date)
Mesa, AZ 85201	Hummilan
480-655-0073	Signature of Person Mailing Correspondence
7/2006 WASFAW1 00000018 10663164	Heather Clark

65.00 OP

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Heather Clark

Typed or Printed Name of Person Mailing Correspondence

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PROVISIONAL DOUBLE

Docket No. ROWL-10064

In re Application of: Mc	Clain				
• •	663,164 JUN 2.9 2006				
	15/2003				
For: METHOD AND APP	PARATUS FOR PRODUCING	AN AQUEO	OUS PAINT CO	MPOSITION F	ROM A
PLURALITY OF PR	REMIXED COMPOSITIONS				
The owner,	Coatings Management Systation hereby disclaims, except	tems, Inc.		of100	0.00 percent
interest in the instant applica	ation hereby disclaims, except nstant application, which would	t as provide d extend be	d below, the te vand the expir	rminal part of the	ne statutory term o e full statutory term
lefined in 35 U.S.C. 154 to	156 and 173 as shortened by a	any terminal	disclaimer file	d prior to the gra	ant of any patent
ranted on pending second a	Application Number	11/353,729	, filed	on <u>Febru</u>	ary 13, 2006
such period that it and any p	patent granted on the second	application a	are commonly	owned. This ag	greement runs with
iny patent granted on the in:	stant application and is binding	g upon grant	ee, its success	ors or assigns.	
n making the above discla	imer, the owner does not disc	claim the te	rminal part of	any patent grai	nted on the instan
application that would extend	d to the expiration date of the factorial second application, as shorter	full statutory	term as define	ed in 35 U.S.C.	154 to 156 and 173
n the event that any such gr	ranted patent: expires for failu	ire to pay a	maintenance f	ee, is held uner	nforceable, is found
rvalid by a court of compe	tent jurisdiction, is statutorily deleted by a reexamination certif	disclaimed	in whole or ter	minally disclain	ned under 37 CFF
expiration of its full statutory	term as shortened by any term	ninal disclair	ner filed prior t	o its grant.	illiated prior to the
Check either box 1 or 2, if ag	poropriate.				
•	ns on behalf of an organizat	tion (e.a., c	corporation, pa	rtnership, unive	ersity, government
agency, etc.), th	ne undersigned is empowered to	to act on be	half of the orga	nization.	orony, government
hereby declare that all sta	atements made herein of my	own knowl	edge are true	and that all sta	atements made or
nformation and belief are b	elieved to be true; and further the like so made are punisha	r that these	statements we	ere made with t	the knowledge that
Title 18 of the United States	Code and that such willful sta	atements ma	ay jeopardize ti	ne validity of the	e application or any
patent issued thereon.				•	
2. The undersigne	d is an attorney of record.				
3. Owner/applicant is	Small entity □	Large ent	ity		
The terminal disclaimer fe	e under 37 CFR 1.20(d) is	\$65.0	<u>0</u> and	is to be paid as	follows:
A check in the amoun	t of the fee is enclosed.				
▼ The Director is hereby to Deposit Account No.	authorized to charge any fees umber 19-0513	s which may	be required, o	r credit any ove	rpayment,
•	d. Form PTO-2038 is attached	_ i .			
WARNING: Informati	ion on this form may become	e public. Cr	edit card info	rmation shoul	d not
be included on this f	form. Provide credit card info	ormation ar	nd authorization	on on PTO-203	8.
PTO suggested wording for	terminal disclaimer was				
unchanged.	changed (if changed, a	n explanatio	on should be su	ıpplied.)	
L)antial 5	3 allred		Dated:	June 23, 2006	
Signal	ture	1	Editod:	June 23, 2000	
Name and Address o	of Parson Signing				espondence is being s Postal Service with
David E. Allred	, I croom Signing		sufficient postag	ge as first class	mail in an envelope
Reg. No. 47,254				ommissioner for Pa 22313-1450" [37 CF	atents, P.O. Box 1450 R 1.8(a)] on
SCHMEISER, OLSEN & WA	ATTS LLP		June 23, 2	-	,,
8 E. University Dr. #101			(Date)	la M.	1/ /
Mesa, AZ 85201			L A	COX NU	NWN
180-655-0073			Signatur	e of Person Mailing	Correspondence
D/2006 WASFAW1 00000018 10663164		Heather Clark			

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Typed or Printed Name of Person Mailing Correspondence

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PERDING SECOND APPLICATION

Docket No. ROWL-10064

In re Application of: McClain	
Application No. 10/663,164 3 JUN 2 9 2006	
Filed: 09/15/2003	
For: METHOD AND APPARATUS FOR APPRODUCING A	AN AQUEOUS PAINT COMPOSITION FROM A
PLURALITY OF PREMIXED COMPOSITIONS	•
The owner, Coatings Management Syste	ems, Inc. of 100.00 percent as provided below, the terminal part of the statutory term of
any patent granted on the instant application, which would	extend beyond the expiration date of the full statutory term
lefined in 35 U.S.C. 154 to 156 and 173 as shortened by a	ny terminal disclaimer filed prior to the grant of any patent
he owner hereby agrees that any patent so granted on the	10/286,164 , filed on <u>November 1, 2002</u> e instant application shall be enforceable only for and during
ich period that it and any patent granted on the second a ny patent granted on the instant application and is binding	opplication are commonly owned. This agreement runs with
n making the above disclaimer, the owner does not discland polication that would extend to the expiration date of the functional contents.	laim the terminal part of any patent granted on the instan Ill statutory term as defined in 35 U.S.C. 154 to 156 and 173
any patent granted on the second application, as shorter	ned by any terminal disclaimer filed prior to the patent grant
the event that any such granted patent: expires for failure evaluation is statutorily discussed in the evaluation of competent in the event in the e	re to pay á maintenance fee, is held unenforceable, is founc lisclaimed in whole or terminally disclaimed under 37 CFF
.321, has all claims cancelled by a reexamination certific	cate, is reissued, or in any manner terminated prior to the
xpiration of its full statutory term as shortened by any termi	mai disclaimer med phor to its grant.
neck either box 1 or 2, if appropriate.	
For submissions on behalf of an organization agency, etc.), the undersigned is empowered to	on (e.g., corporation, partnership, university, government a act on behalf of the organization.
nereby declare that all statements made herein of my	own knowledge are true and that all statements made or
formation and belief are believed to be true; and further	that these statements were made with the knowledge that ble by fine or imprisonment, or both, under Section 1001 or
itle 18 of the United States Code and that such willful stat	ements may jeopardize the validity of the application or any
atent issued thereon.	
. The undersigned is an attorney of record.	
Owner/applicant is $oxtimes$ Small entity $oxtimes$	Large entity
The terminal disclaimer fee under 37 CFR 1.20(d) is	\$65.00 and is to be paid as follows:
☑ A check in the amount of the fee is enclosed.	
☐ The Director is hereby authorized to charge any fees to Deposit Account Number19-0513	which may be required, or credit any overpayment,
☐ Payment by credit card. Form PTO-2038 is attached.	
WARNING: Information on this form may become	public. Credit card information should not
be included on this form. Provide credit card info	rmation and authorization on PTO-2038.
PTO suggested wording for terminal disclaimer was	
☑ onchanged. ☐ changed (if changed, an	explanation should be supplied.)
LIAMAG (100 nod	Dated: June 23, 2006
Signature Signature	
Name and Address of Person Signing	I hereby certify that this correspondence is being deposited with the United States Postal Service with
avid E. Allred	sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450
eg. No. 47,254	Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on
CHMEISER, OLSEN & WATTS LLP	June 23, 2006 (Date) [[]
B. University Dr. #101	Vlandan/Vland
lesa, AZ 85201	Show will will
80-655-0073	Signature of Person Mailing Correspondence
2006 WASFAW1 00000018 10663164	Heather Clark

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Typed or Printed Name of Person Mailing Correspondence